

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

DEBORAH BEALL,

Plaintiff,

v.

CORNING COMMUNITY COLLEGE,

Defendant.

**PROPOSED DISCOVERY
PLAN**

Index No. 6:19-cv-06548

Pursuant to the Order of the Honorable Michael A. Telesca referring the above-captioned matter to United States Magistrate Judge Jonathan A. Feldman (and thus, to his successor, the United States Magistrate Judge Mark W. Pedersen) for pretrial procedures and the entry of a Scheduling Order as provided in Federal Rules of Civil Procedure 16(b) and Local Rule 16.1(a), the parties' counsel having conferred as required by Federal Rules of Civil Procedure 26(f) and Local Rule 26, the parties submit the following proposed discovery plan/case management order in advance of the Rule 16(b) conference with the Court scheduled for November 20, 2019 at 11:30 a.m.

1. The parties do not unanimously consent to Magistrate Judge jurisdiction at this time.
2. Compliance with the mandatory disclosure requirements found in Rule 26(a)(1) of the Federal Rules of Civil Procedure will be completed by December 13, 2019. There are no objections regarding the initial disclosure requirements.
3. All motions to join other parties and to amend the pleadings shall be filed no later than January 31, 2020.
4. All fact discovery shall be completed no later than November 6, 2020.

5. Plaintiffs shall identify any expert witnesses and provide reports pursuant to Federal Rules of Civil Procedure 26(a)(2) no later than December 11, 2020. Defendants shall identify any expert witnesses and provide reports pursuant to Federal Rules of Civil Procedure 26(a)(2) no later than February 12, 2021. All expert depositions shall be completed no later than March 19, 2021.

6. Motions to compel discovery must be filed by October 23, 2020.

7. The parties anticipate the need for a protective order under Rule 26(c), regarding the disclosure of confidential personnel information for employees, and they plan to submit a proposed protective order to this Court prior to the production of any such documents.

8. At this time, the parties do not request any changes to the limitations on discovery discussed in Federal Rule of Civil Procedure Rules 30, 33 or 34.

9. Given the nature of the case, the parties do not anticipate extensive discovery of electronically stored information.

10. The parties have not reached any agreements regarding the assertion of claims of attorney-client privilege or work-product protection after information is produced at this time.

11. Dispositive motions, if any, shall be filed by all parties no later than May 21, 2021.

12. The parties shall select a mediator by December 13, 2019 and shall hold the first mediation session by February 14, 2020.

13. Plaintiff has demanded a jury trial. The parties currently anticipate that the estimated length of the trial shall be 1-2 weeks.

DATED: November 14, 2019

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